

# BAL HARBOUR

- V I L L A G E -

## AMENDMENT TO ORDER NO. 09-20

### BAL HARBOUR EMERGENCY MEASURES

#### BEST PRACTICES ON CONSTRUCTION SITES

**(ISSUED ON MAY 15, 2020 AT 5:00 P.M.)**

**WHEREAS**, on March 9, 2020, Governor DeSantis issued Executive Order 20-52, declaring a State of Emergency in the State of Florida due to Novel Coronavirus Disease 2019 (“COVID-19”); and

**WHEREAS**, on March 13, 2020, I, as Village Manager of Bal Harbour Village, promulgated an Emergency Order which, among other requirements, temporarily closed Village facilities and certain businesses located in the Village, and imposed emergency measures effective immediately; and

**WHEREAS**, on March 23, 2020, I issued a Safer at Home Order, urging all persons living within the Village to remain in their homes; and

**WHEREAS**, on April 1, 2020, Governor DeSantis issued a statewide Safer at Home Order; and

**WHEREAS**, on April 7, 2020, I issued an Emergency Order restricting construction activities at occupied structures and properties and requiring contractors to implement social distancing at construction sites, while allowing construction at unoccupied properties and essential construction activities to continue, and for continuing ongoing Village construction projects that are necessary for the public health, safety and welfare; and

**WHEREAS**, the risk associated with construction activities permitted by this Order can be mitigated by compliance with the best practices provided in this Order; and

**WHEREAS**, as Miami-Dade County enters into Phase 1 of the State of Florida Reopening plan, the Village desires to allow construction activities to resume, while continuing to require compliance with the best practices set forth herein.

**NOW, THEREFORE**, as Village Manager of Bal Harbour Village, Florida, and pursuant to the authority vested in me pursuant to Chapter 252.38(3)(a), Florida Statutes, and Bal Harbour Village Code Chapter 2, Article VIII “Emergency Management” (the “Village Code”), as well as that certain Bal Harbour Village Declaration of State of Emergency, dated March 13, 2020, and in addition to the Emergency Measures I have previously ordered and promulgated, I hereby **ORDER** and **PROMULGATE** the following additional emergency measures, effective **May 18, 2020 at 8:30 a.m.** (the “Order”):

1. All interior and exterior construction activities at occupied structures and properties may resume effective May 18, 2020 at 8:30 a.m.
2. Sections 2 and 3 of Emergency Order 09-20 issued on April 7, 2020, are hereby rescinded.
3. Contractors shall maintain construction sites in a neat and orderly manner and shall keep sites free of construction debris and trash at all times in compliance with Section 6-201 (a, b, c) of the Village Ordinance.
4. The following construction site best practices, precautions, and preparations for public safety shall be implemented by the property owners, general contractors or their authorized designees on every construction site:
  - a) General Contractors shall strictly adhere to CDC guidelines and Joint Construction Industry Commitment issued on March 23, 2020: Pledge to Reduce the Spread of Novel Coronavirus on South Florida's Construction Sites attached hereto for reference as Exhibit A.
  - b) Contractors must provide alcohol-based hand sanitizer (that contains at least 60% alcohol), and require the use of the alcohol-based hand sanitizer before entering and leaving the construction sites.
  - c) All workers must use personal protective equipment, including gloves, goggles/glasses, and masks/respiratory protection.
  - d) Construction sites shall have 10 or fewer persons at a single family residential construction site, and 10 or fewer persons per work area on other construction sites provided that social distancing is maintained per CDC guidelines.
  - e) No food trucks shall be allowed at any construction site. All workers on construction sites must bring their own lunch or receive a lunch provided by the employer; and consume meals onsite.
  - f) All construction workers are to stay within the construction sites and not congregate in the public right of way except while driving to and from the construction site.
  - g) Loose Building materials shall be bundled, fastened, secured or removed from site.
  - h) Construction dumpsters shall be emptied regularly, fastened, secured or removed from site.
  - i) Shoring shall be properly secured pursuant to Engineer Of Record (EOR)-Approved shop drawings and Special Inspector Plan.
  - j) Pools shall be free from standing water, garbage or debris that can cause a public hazard.
  - k) Temporary structures, portable toilets, and other such construction site equipment shall be maintained securely fastened to the ground, emptied regularly, or removed from site.
5. If directed by the Village, any other measures necessary to promote the public health, safety, and welfare shall be implemented by the Contractor.

6. Failure to abide by any part of this Order, or Village requirements issued pursuant to this Order, shall result in penalties up to and including a Stop Work Order, or other measures deemed appropriate by the Village.
7. This Order shall not apply to Village, County, state, or federal construction projects and activities.
8. This Order is in addition to and supplements the Village's Emergency Orders. All requirements of Village Emergency Orders, Miami-Dade County Emergency Orders, and State of Florida Executive Orders shall be strictly adhered to at all times.
9. The provisions of this Order are declared to be severable and, if any section, sentence, clause or phrase of this Order for any reason is held to be invalid or unconstitutional, such decision shall not affect the validity of the remaining sections, sentences, clauses and phrases of this Order and they shall remain in effect, it being the intent that this Order shall stand notwithstanding the invalidity of any part.
10. This Order shall be in effect for as long as the State of Florida state of emergency is in effect, unless this Order is earlier terminated or amended.
11. This Order shall be filed promptly with the Village Clerk and shall be given prompt and general publicity.

**THE EMERGENCY MEASURES THAT HAVE BEEN ORDERED AND PROMULGATED ABOVE SHALL BE EFFECTIVE MAY 18, 2020 at 8:30 a.m.**

BAL HARBOUR VILLAGE, FLORIDA

**ATTEST:**

  
\_\_\_\_\_  
Dwight S. Danie, Village Clerk



  
\_\_\_\_\_  
Jorge M. Gonzalez, Village Manager

Date: May 15, 2020

Time: 5:00 pm



Builders Association  
of South Florida  
BUILDING GREAT CITIES  
SINCE 1944



THE SOUTH FLORIDA AGC



## Joint-Construction Industry Commitment: Pledge to Reduce the Spread of Novel Coronavirus on South Florida's Construction Sites

**Whereas**, the Construction Industry has been acknowledged to be an essential business to the State of Florida, supporting infrastructure, government, medical and residential needs; and

**Whereas**, the Construction Industry is a unique industry in that workspaces are closed to the public, often with easily accessible fresh air and or outdoor jobsites; and

**Whereas**, the Construction Industry cares for the health and safety of their workers and for the families and loved ones they go home to; and

**Whereas**, the Construction Industry is heavily regulated by Federal, State and Local Governments as to what can and cannot take place on a job site, we the undersigned hereby commit, to instituting the following practices at a minimum, in an effort to eliminate the spread of the Coronavirus:

### Personal Responsibilities

- Workers with CDC designated symptoms such as fever, cough, shortness of breath, etc. are to stay home and not report to work. Workers exhibiting these symptoms are to be sent home immediately

### Social Distancing

- All workers are to maintain 6' of separation
- No gatherings of more than 10 people when required to meet even when conducted outside.
- For stand-down meetings, disseminate information electronically and have each trade conduct the training on their own in groups not to exceed 10
- Common water coolers are to be discouraged
- Prop doors open when safe to do so
- Do not stack trades in the same space

### Handwashing

- Wash stations with soap are to be installed/maintained at building entrances and food truck areas as well other strategic areas near offices, trailers, and jobsite egress areas with hot water when possible
- Encourage and direct employees to wash hands at breaks and as frequently as possible.
- Gloves are required for all trash removal

### Hoists and Elevators

- Take steps to limit employees on buck-hoists and on elevators to maintain maximum distance
- Hoist/Elevator operators are to be provided and wear gloves
- Hoists/Elevators are to be sanitized daily

### Lunch Trucks

- Encourage employees to bring their own lunch and consider eliminating truck where possible
- Ensure all lunch trucks are utilizing servers for bulk food trays; no self-serve from food trays
- Food items are to be individually wrapped when possible
- Physical distancing protocol shall be in use during lunch and breaks

### Communication

- Signage barring employees with COVID-19 symptoms , CDC recommendations, and posters that encourage staying home when sick, cough and sneeze etiquette, and hand hygiene are to be placed at the entrance to of the workplace and in other prominent areas.

## SIGNATORIES

